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10 **UNITED STATES DISTRICT COURT**
 11 **DISTRICT OF NEVADA**

12 UNITED STATES OF AMERICA, } Case No: 2:22-cr-30-RFB-DJA-2
 13 Plaintiff, } **STIPULATION AND ORDER**
 14 vs. } **TO DELAY SURRENDER AND**
 15 DARRYL JULIUS POLO, } **REPORT DATE (Sixth Request)**
 16 Defendant. }

17 IT IS HEREBY STIPULATED AND AGREED, by and between the United States of
 18 America, by and through ANTOINETTE T. BACON, Supervisory Official for the Criminal
 19 Division, MATTHEW A. LAMBERTI, Senior Counsel, SUE FAHAM, Acting United States
 20 Attorney, JESSICA OLIVA, Assistant United States Attorney, and DARRYL POLO, by and
 21 through his attorney, RICHARD E. TANASI, ESQ., that the date by which Mr. Polo must
 22 surrender to outstanding warrants after the conclusion of the trial in this matter and report to his
 23 term of imprisonment in the instant case, now scheduled for April 7, 2025 (ECF No. 646), be
 24 vacated and continued to a date sixty (60) days from the date of the last sentencing in this case,
 25 currently set for May 30, 2025 (ECF No. 668).

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1 This Stipulation is entered into for the following reasons:

2 1. Mr. Polo has been under conditions of release since September 29, 2019. Eastern
3 District of Virginia (“EDVA”) ECF (19-cr-253-MSN). No. 59. On May 7, 2021, he was
4 sentenced to 57 months in prison on four counts related to criminal copyright infringement and
5 one count of money laundering. EDVA ECF 498 and 500.

6 2. On May 24, 2021, after a consent motion filed by Mr. Polo, Judge Ellis in EDVA
7 ordered Mr. Polo to surrender to any outstanding warrants no later than September 7, 2021 and
8 self-report to his term of imprisonment after September 7, 2021. EDVA No. 515.

9 2. On August 23, 2021, after a consent motion filed by Mr. Polo, Judge Ellis in
10 EDVA ordered Mr. Polo to surrender to any outstanding warrants no later than February 1, 2022
11 and self-report to his term of imprisonment after February 1, 2022. EDVA No. 666.

12 3. On January 5, 2022, after a consent motion filed by Mr. Polo, Judge Nachmanoff
13 in EDVA ordered Mr. Polo to surrender to any outstanding warrants no later than July 18, 2022
14 and self-report to his term of imprisonment after July 18, 2022. EDVA No. 740.

15 4. On March 31, 2022, after a consent motion filed by Mr. Polo, Judge Gordon
16 ordered Mr. Polo to surrender to any outstanding warrants no later than seven (7) days following
17 the conclusion of the trial in this matter, and to self-report to his term of imprisonment after the
18 date that he surrenders to any warrants. ECF No. 27.

19 5. On November 19, 2024, after a stipulation filed by Mr. Polo and the government,
20 this Court ordered Mr. Polo to surrender to any outstanding warrants no later than April 7, 2025,
21 and to self-report to his term of imprisonment after the date that he surrenders to any warrants.
22
23 ECF No. 646.

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1 6. The additional time requested herein is sought to allow Mr. Polo time to
2 comply with the terms of his guilty plea agreement, and to allow the government time to evaluate
3 whether it intends to file a Motion for a Reduced Sentence under F.R.Crim.P 35(b)(2). The
4 additional time is not sought for purposes of delay.

5 **WHEREFORE**, the parties respectfully request that this Honorable Court accept the
6 Stipulation and enter an Order as set forth below, continuing Mr. Polo's surrender and report.

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1 date in the above-captioned matter to a date sixty (60) days from the date of the last sentencing
2 in this case, currently set for May 30, 2025. ECF No. 638.

3 DATED this 31st day of January 2025.
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5 /s/ Matthew A. Lamberti
6 NICOLE M. ARGENTIERI
7 Principal Deputy Assistant Attorney General and Head of the Criminal Division
8 MATTHEW A. LAMBERTI
9 Senior Counsel
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11 Trial Attorney
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29 /s/ Richard Tanasi
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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

This matter coming before the Court on a Stipulation to Delay Surrender And Report Date, the Court having considered the matter, and good cause showing, the Court accepts the Stipulation.

WHEREFORE, IT IS ORDERED THAT the defendant shall surrender to any outstanding warrants no later than August 4, 2025, and shall self-report to his term of imprisonment after the date that he surrenders to any warrants.

IT IS FURTHER ORDERED THAT all conditions of release set forth in the September 25, 2019 Order remain in effect. [See, United States District Court for the Eastern District of Virginia, 1:19-cr-00253-MSN, ECF 59.]

DATED February 3, 2025. :


HON. RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF ELECTRONIC SERVICE

I HEREBY CERTIFY that I am an employee of Tanasi Law Offices, that on this 31st day of January 2025, the undersigned served a true and correct copy the foregoing **STIPULATION AND ORDER** by U.S. District Court CM/EMF Electronic Filing to all parties in this case.

/s/ *Richard Tanasi*

An employee of TANASI LAW OFFICES

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